



City of Maricopa

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Meeting Minutes - Draft City Council Regular Meeting

Mayor Christian Price
Vice-Mayor Edward Farrell
Councilmember Marvin L. Brown
Councilmember Peggy J. Chapados
Councilmember Dan Frank
Councilwoman Julia R. Gusse
Councilmember Bridger Kimball

Tuesday, June 17, 2014

7:00 PM

Council Chambers

1. Call to Order

The City Council regular meeting was called to order at 7:11 p.m.

Mayor Price asked for a moment of silent in lieu of the invocation and then led the meeting attendees in the Pledge of Allegiance.

2. Roll Call

Present: 7 - Mayor Christian Price, Vice Mayor Edward Farrell, Councilmember Marvin L. Brown, Councilwoman Julia R. Gusse, Councilmember Bridger Kimball, Councilmember Peggy Chapados and Councilmember Dan Frank

3. Proclamations, Acknowledgements and Awards

4. Report from the Mayor

Mayor Price reported that the former Mayor of the City of Avondale resigned in order to fill the appointment of Maricopa County Supervisor, and therefore he visited Avondale's City Hall to meet the new Mayor.

He reported attending a resolution subcommittee meeting for the Arizona League of Cities and Towns and explained it is important because they get to make recommendations as a body and lobby the Arizona State Legislature on the city's behalf.

He appointed Councilmember Brown to the Public Safety Personnel Retirement System (PSPRS) board to fill Councilwoman Gusse's seat and thanked them both.

Mayor Price announced, that after a 10 year effort, the 347 Overpass Project was approved into the State's Transportation Five-Year plan. He noted that while the project will take time, it is a success and congratulated the City of Maricopa.

Councilmember Chapados stated she too attended the State Transportation Board meeting in Wilcox on Friday with City Manager Rose and Intergovernmental Affairs Director Paul Jepson. She acknowledged former councils, former mayors, Mr. Bob Holmes, Paul Jepson, Development Services staff, and City Manager Department staff. She gave special thanks to former Mayor and Vice Chairman of the Arizona Department of Transportation (ADOT), Mr. Kelly Anderson and Mayor Price.

5. Report from the City Manager

Mr. Rose invited Economic Development Director Micah Miranda to present.

Mr. Miranda stated that the Maricopa Advocate program was launched last November and invited Economic Development Specialist Denyse Airheart to provide an update.

Mrs. Airheart presented an update on the Maricopa Advocate Program (MAP). She acknowledged community members that earned a silver status and presented them with awards: Ellen Budington, Bret Roberts and Ted Yocum. She invited Mr. Yocum to state a few words.

Mr. Yocum gave a brief statement about his involvement with the Citizen Leadership Academy, Board of Adjustment, various task forces, and MAP. He stated that he learned a lot through MAP and that Mayor Price was his mentor. He thanked Mrs. Airheart, the Council and acknowledged former councils and Mr. Kelly Anderson for the work put into the 347 Overpass Project.

Ms. Airheart thanked the participants and directed those interested in joining MAP to the site www.maricopa-az.gov and added that flyers would be available on the way out.

Councilmember Chapados extended her acknowledgement to Vice Chair of the Ak-Chin Council, Mr. William Antone and Pinal County Board Supervisor, Mr. Anthony Smith.

Mayor Price stated that MAP provides the opportunity to learn about different departments and see the work behind the scenes. He thanked the members of the Youth Council and MAP and encouraged involvement.

6. Call to the Public

Leon Potter approached the podium and addressed Council. He spoke in defense of Councilwoman Gusse's comments during the May 29th special council meeting. He noted it is up to Council to review whether an ethics code violation occurred, and suggested that a social media post by Vice Mayor Farrell and an email sent by Councilmember Kimball also be reviewed to be fair to all concerned.

Kevin Wilkins approached the podium and addressed Council. He spoke in support of a resignation from Councilmember Kimball stating that his actions have taken away the focus from matters that should take precedence. He encouraged the community to sign the recall petition.

Mayor Price gave Councilmember Kimball the opportunity to respond. Councilmember Kimball responded that he apologized publicly various times and had no further comments.

Councilwoman Gusse approached the podium. She reported that it was brought to her attention that candidates had put up posts throughout the city and that one of them was a Justice of the Peace candidate. She stated that as a candidate she did not receive an email and asked that any information that pertains to candidates in the city be made available to them.

Mayor Price asked legal if they had any information on the subject. City Attorney

Denis Fitzgibbons clarified that city elections are regulated differently from county elections, however they can do research to find a way that information from the City of Maricopa can be sent out to all candidates in the area.

7. Minutes

- 7.1 MIN 14-45 Approval of Minutes from the June 3, 2014 City Council Work Session.

A motion was made by Councilmember Kimball, seconded by Councilmember Chapados, that the Minutes be Approved. The motion carried by a unanimous vote.

- 7.2 MIN 14-46 Approval of Minutes from the June 3, 2014 City Council Regular meeting.

A motion was made by Councilmember Kimball, seconded by Councilmember Chapados, that the Minutes be Approved. The motion carried by a unanimous vote.

- 7.3 MIN 14-47 Approval of Minutes from the June 3, 2014 City Council Special meeting.

A motion was made by Councilmember Kimball, seconded by Councilmember Chapados, that the Minutes be Approved. The motion carried by a unanimous vote.

8. Public Hearings

- 8.1 PH 14-07 The Mayor and City Council shall hear public comment regarding a proposed street name change from DR Horton Drive to Homestead Drive within the Homestead North subdivision.

Mayor Price opened the Public Hearing at 7:34 p.m.

No one spoke during the Public Hearing.

The Public Hearing closed at 7:34 p.m.

The Public Hearing was held.

9. Consent Agenda

Approval of the Consent Agenda

Vice Mayor Farrell asked that Agenda Item 9.6 be removed from consent. Mayor Price confirmed it would be the first item on the Regular Agenda.

A motion was made by Councilmember Marvin L. Brown, seconded by Councilwoman Julia R. Gusse, to Adopt the Consent Agenda with the exception of Agenda Item 9.6. The motion carried.

- 9.1 MISC 14-48 The Mayor and City Council shall discuss and possibly take action on a request by the Purchasing Manager to approve expenditures exceeding \$25,000 for Fiscal Year 2014-15 pursuant to the City Purchasing Code, Article IV, Section 3-213(e) "Cumulative Annual Purchases in Excess of \$25,000" with the vendors listed on the attached spreadsheet. Discussion and Action.

This Miscellaneous Item was Approved.

- 9.2 APP 14-04 The Mayor and City Council shall discuss and possibly take action on reappointing Ken Hunt and Trammel Sanhadja to the Merit Board. Discussion and Action.

These Appointments were Appointed.

- 9.3 MISC 14-49 The Mayor and City Council shall discuss and possibly take action on a request by the Purchasing Manager to approve expenditures exceeding \$25,000 and previously approved limits for Fiscal Year 2014 pursuant to the City Purchasing Code, Article IV, Section 3-213(e) "Cumulative Annual Purchases in Excess of \$25,000" with WIST Supply and Equipment and ACE Hardware. Discussion and Action.

This Miscellaneous Item was Approved.

- 9.4 MISC 14-51 The Mayor and City Council shall discuss and possibly take action on the reauthorization of Mr. Denis Fitzgibbons, Fitzgibbons Law Offices, P.L.C. for Fiscal Year 2014-2015, as the City of Maricopa City Attorney, as required by A.R.S. 9-237 and A.R.S. 9-271. Discussion and Action.

This Miscellaneous Item was Approved.

- 9.5 BDGT 14-03 The Mayor and City Council shall discuss and possibly take action to authorize the City Manager to process year-end budget adjustments for amounts necessary to cover salary and benefit costs related to merit-based compensation increases, budgeted as non-departmental, and health insurance and other benefit costs due to normal staff turnover/coverage changes. Discussion and Action.

This Budgetary Transfer was Approved.

- 9.6 SPR14-01 The Mayor and City Council shall discuss and possibly take action to approve Site Plan Review case # SPR14-01, a request by Vintage Partners and Capital Development Partners requesting review and approval of Site Plan, Landscape, Photometric and Elevations plans for the proposed commercial development. The site is generally located on the north east corner of Smith Enke Rd and John Wayne Pkwy, more specifically parcel # 512-03-015C. Discussion and Action.

Vice Mayor Farrell asked to be recused due to a conflict of interests.

A motion was made by Councilmember Brown, seconded by Councilmember Chapados, that this Site Plan Review be Approved. The motion carried by the following vote:

Aye: 6 - Mayor Christian Price, Councilmember Marvin L. Brown, Councilwoman Julia R. Gusse, Councilmember Bridger Kimball, Councilmember Peggy Chapados and Councilmember Dan Frank

Recused: 1 - Vice Mayor Edward Farrell

- 9.7 SPEVLIQ 14-03 The Mayor and City Council shall discuss and possibly take action on recommending approval to the Arizona Department of Liquor Licenses and Control for a Special Event Liquor License application for a special event known as the Great American Fourth to be held on Friday, July 4, 2014 at Copper Sky Regional Park located at 44345 W. Martin Luther King Jr. Boulevard. Approval authorizes City Manager or designee to execute any necessary documents for the Arizona Department of Liquor Licenses and Control. Discussion and Action.

This Special Event Liquor License was Approved.

- 9.8 **GRA 14-04** The Mayor and City Council shall discuss and possibly take action to provide consent to submit a grant application to the U.S. Department of Justice, Office of Community Oriented Policing Services, COPS Hiring Program (CHP) in an amount not to exceed \$375,000 for the hiring of three Community Action Officers. Consent to submit an application includes completion of all necessary paperwork for the application process and designates the City Manager to sign all documents. There is a 25% matching requirement for each year of the grant and a maximum federal contribution of \$125,000 per position over the three-year grant period. If awarded, the Maricopa Police Department request General Fund contingency funding in FY14-15. Additional matching, beyond FY14-15, will be requested through the budget process. Discussion and Action.

This Consent to Apply for Grant was Approved.

10. Regular Agenda

- 10.1 **APP 14-03** The Mayor and City Council shall discuss and possibly take action on appointing one citizen to fill the vacancy on the Parks, Recreation and Libraries Committee. Discussion and Action.

Councilmember Chapados stated she met with the possible applicants: Terry Horn, Amy Bratlie, Stephanie Palmer, and Al Brandenburg. She nominated Al Brandenburg for appointment to the Parks, Recreation and Libraries Committee.

Councilmember Chapados established that Mr. Brandenburg was absent due to family business.

A motion was made by Councilmember Brown, seconded by Councilmember Kimball, that this Appointment be Appointed. The motion carried by a unanimous vote.

- 10.2 **PRES 14-11** The Mayor and City Council shall hear a presentation regarding the Maricopa Aging in Place Program. Discussion only.

City Manager Gregory Rose presented on the Maricopa Aging in Place Program. He proposed that a committee be created to craft a Senior Program with focus on three areas: Transportation Assistance, Information Referrals, and Recreation. He recommended a committee structure and detailed the calendar of events from June 2014 to the launch of the program in June 2015. He recommended hiring a temporary part-time employee from Experience Matters to assist with structuring and launching the program. He turned it over to Amy St. Peter with the Maricopa Association of Governments (MAG).

Ms. St. Peters gave a presentation on the Greater Phoenix Age-Friendly Network and its three main goals: Technical assistance to communities, www.Connect60Plus.com, and monthly trainings and annual conference. She provided contact information: (602)452-5049, astpeter@asmag.gov, and www.azmag.gov.

Councilmember Chapados thanked City Manager Rose and Mrs. St. Peters for their presentations and spoke in favor of the initiative.

Mayor Price stated that the City of Maricopa values the idea of a senior center and already offers a dial a ride service. He stated it is a great opportunity and thanked Mrs. St. Peters for her presentation.

The Presentation was heard.

- 10.3 ORD 14-05** An ordinance of the Mayor and City Council of the City of Maricopa, Arizona, levying separate amounts to be raised for primary and secondary property tax levies upon each one hundred dollars (\$100.00) of the assessed valuation of property subject to taxation within the City of Maricopa for the fiscal year ending June 30, 2015. Discussion and Action.
- Finance Director Brian Ritschel presented on the fiscal year 2014-2015 Tax Levies. He discussed the primary tax levy stating it was voted in 2006 for public safety functions. He stated the secondary tax levy was voted on 2008 for the construction of Copper Sky Recreational Complex. He stated that the primary property tax is not being raised, and while there is an increase in the debt service this year, it will go back down to what was estimated.*
- Mayor Price asked him to explain the increase. Mr. Ritschel elaborated and stated that the increase in principle allowed for less interest paid in the long run.*
- Mr. Ritschel continued with his presentation. He discussed the levy process for the two types of property tax levies; compared FY2013-2014 and 2014-2015 tax levies; and detailed residential levy calculations. He invited questions from Council.*
- Mayor Price stated that the increase will save money in the long run, decrease the debt, and free up those funds for other things.*
- Mr. Ritschel concurred and elaborated.*
- Councilwoman Gusse asked if numbers were available to compare the assessed value from last year to this year. Mr. Ritschel responded.*
- A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that this Ordinance be Approved. The motion carried by the following vote:**
- Aye:** 7 - Mayor Christian Price, Vice Mayor Edward Farrell, Councilmember Marvin L. Brown, Councilwoman Julia R. Gusse, Councilmember Bridger Kimball, Councilmember Peggy Chapados and Councilmember Dan Frank
- 10.4 MISC 14-52** The Mayor and City Council shall discuss and possibly take action to approve an amendment to the Organizational Performance Award approved on May 7, 2013; MISC 13-32. There is no direct fiscal impact to approve the requested amendment. Discussion and Action.
- Interim Human Resources Director Richard Clore presented on recommendations to amend the Organizational Performance Award approved on May 7, 2013. He stated the performance award gave one floating holiday of 10 hours to every full-time employee with a meets or exceeds on their annual performance appraisal for FY 2013-2014. He noted that it was based on a similar negotiated benefit for some employees under a pending memorandum of understanding (MOU). He stated that the wording in the two actions do not complement each other as intended and therefore, staff recommends amending the original Organizational Performance Award to include eligible full-time employees not covered by the MOU.*
- There were no questions from council as it aligns the intent by amending the wording.*
- Vice Mayor Farrell motioned to amend the Organizational Performance Award to include "eligible full-time employees not covered by the MOU".*
- A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that this Miscellaneous Item be Approved. The motion carried by a unanimous vote.**

11. Executive Session

The City Council regular meeting moved to executive session at 8:09 p.m.

This matter was enter in to Executive Session

11.1 ES 14-18

The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City attorney and designated representatives of the City in order to consider its position and instruct its representatives regarding negotiations with the Professional Firefighters of Maricopa IAFF Local 4561 related to social security fringe benefits set forth in the Fourth Amendment and Restatement of the Memorandum of Understanding which is effective until June 30, 2015 pursuant to A.R.S. §38-431.03(A)(3) and (A)(5).

12. Adjournment

The City Council regular meeting was Adjourned.

Certification of Minutes

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the City Council of Maricopa, Arizona, held on the 17th day of June, 2014. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of July, 2014.

Vanessa Bueras
City Clerk